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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

In re J&J Investment Litigation

Case No.: 2:22-cv-00529-GMN-NJK

GEOFF WINKLER, as court-appointed
receiver for J&J Consulting Services, Inc., an
Alaska corporation; J&J Consulting Services,
Inc., a Nevada corporation; and J and J
Purchasing LLC, Florida limited liability
company,

Case No.: 2:23-cv-00703-GMN-NJK

JOINT REQUEST TO EXTEND STAY

Plaintiff,

v.

WELLS FARGO BANK, N.A.,

Defendant.

1 On August 15, 2023, pursuant to the parties' request, the Court stayed these cases pending
2 mediation. ECF No. 47. The Court ordered that "the parties must file either a status report or
3 request to extend the stay no later than Tuesday, October 31, 2023[.]" *Id.* Pursuant to that order
4 and a nearly identical one issued in *In re J&J Investment Litigation*, No. 2:22-cv-00529-GMN-
5 NJK (D. Nev.) (the "Class Action"), the parties timely submitted in the Class Action a Joint
6 Request to Extend Stay, which the Court granted. Class Action, ECF No. 130–32.

7 The parties, however, did not submit the Joint Request in this action by October 31, as they
8 were under the mistaken impression that their filing in the Class Action would be considered for
9 purposes of both actions and any resulting stay would similarly apply to both actions. On
10 November 15, 2023, the Court entered an Order in this action requiring the parties to submit a
11 joint proposed discovery plan by November 20, 2023, noting that the parties did not comply with
12 the August 15 Order. ECF No. 48. The parties ask the Court to excuse their oversight of not filing
13 the Joint Request in this action and request that, due to the parties' ongoing mediation efforts and
14 the interrelatedness of this action and the Class Action, the Court consider and apply the Joint
15 Request to Extend Stay to this action. The parties, including Class Plaintiffs, the Receiver, and
16 Wells Fargo, continue to be engaged in mediation discussions with Robert A. Meyer, Esq., of
17 JAMS. Although the parties did not reach a settlement, with the assistance of the mediator the
18 parties have identified a path forward for future productive discussions.

19 The protocol that the parties negotiated provides for an exchange of specified information
20 by January 16, 2024, and a meeting between the parties' accountants over a period of days. After
21 that, the parties are scheduled to mediate again with Mr. Meyer on February 29, 2024.

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The parties accordingly request that both the Receiver's case and the class action remain stayed through the date of the February mediation. The parties further propose to submit either a status report or request to extend the stay no later than March 7, 2024. If the parties do not request to extend the stay, the parties propose to file a proposed case schedule by March 14, 2024.

Dated: November 16, 2023

Respectfully submitted,

SEMENZA KIRCHER RICKARD

By: /s/ K. Issac deVyver

/s/ Jarrod L. Rickard

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